

HOUSE No. 858

By Mr. Leary of Worcester, petition of James B. Leary relative to notaries public and justices of the peace. The Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand and Five.

AN ACT RELATIVE TO NOTARIES PUBLIC AND JUSTICES OF THE PEACE.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 222 of the General Laws is hereby amended by
2 inserting after section 1 the following section:—

3 Section 1A. (a) All oaths, affirmations and affidavits required
4 to be made or taken by law of the commonwealth, or necessary or
5 proper to be made, taken or used in any court of the common-
6 wealth, or for any lawful purpose whatever, may be made and
7 taken before any one of the following officers:

8 The chief justice of the supreme judicial court or any of the jus-
9 tices or judges of courts of record of the commonwealth

10 Registers of deeds and registers of probate

11 Clerks of cities and towns

12 Sheriffs of any county

13 Clerks of all courts

14 Notaries public

15 Justices of the peace

16 Attorneys at law of the commonwealth

17 (b) This section shall not apply to official oaths required to be
18 made and taken in open court.

19 (c) The issuance of any subpoena, provision for which is made
20 under any rules governing proceedings in the courts of the com-
21 monwealth, may be issued by an attorney at law of the common-
22 wealth, with the same force and effects as if issued by any
23 designee under said rules.